

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MARIO BAUDELIO NAVA,

Defendant.

CR 24-60-BLG-SPW


ORDER ON DEFENDANT'S  
MOTION IN LIMINE

On December 30, 2024, Defendant Mario Baudelio Nava filed a Motion in Limine to exclude certain statements from Luke Evans and Rachel Bowman to law enforcement. (Docs. 33, 34). Nava argues that the statements are inadmissible hearsay and would violate the Confrontation clause if Evans and Bowman did not testify at trial. (Docs. 34 at 5–10). In response, the Government asks the Court to defer its ruling because it does not know if it will introduce Evans' or Bowman's statements. (Doc. 37 at 1–2). In short, the Government believes it is too early for the Court to rule without definite plans for introducing the contested testimony. (*Id.*).

Trial is set for February 10, 2025. (Doc. 30). The Court appreciates Nava's timely submission of his Motion in Limine in compliance with the Court's scheduling order. (*See* Docs. 30, 32). Nevertheless, the Court agrees with the

Government. The Government indicates that it will communicate to Nava and the Court if it intends to introduce statements from Evans or Bowman. (Doc. 37 at 2). Until then, the Court reserves its ruling on Nava's Motion in Limine (Doc. 33).

DATED this 22<sup>nd</sup> day of January, 2025.

  
\_\_\_\_\_  
SUSAN P. WATTERS  
United States District Judge